

12-28-02

A-576C

1646

FEE AUTHORIZATION / AMENDMENT TRANSMITTAL LETTER

Attorney's Docket No:
A-576C

Serial No. 09/728,534	Filing Date 11/28/2000	Examiner Chernyshev, O.	Group Art Unit 1646
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In Re Application of
Goldenberg, et al.

For
Polyol/Oil Suspensions for the Sustained Release of Proteins

TO THE ASSISTANT COMMISSIONER FOR PATENTS:

☐ Applicant(s) request(s) the following extension of time under 37 CFR 1.136(a):

- ☐ One month of original due date (\$110.00)
- ☐ Two months of original due date (\$400.00)
- ☐ Three months of original due date (\$920.00)
- ☐ Four months of original due date (\$1,440.00)
- ☐ Five months of original due date (\$1,960.00)

☒ A response in connection with the matter for which this extension is requested:

☒ is filed herewith.

☐ has been filed.

☐ The response is the filing of a continuing prosecution application, the prior application having an express abandonment conditioned on the granting of a filing date to the continuing application.

☐ The accompanying papers include amended claims for which no additional fee is required.

☒ The accompanying papers include amended claims the fee for which has been calculated as follows:

CLAIMS AS AMENDED

(1)	(2) Claims remaining After amendment	(3)	(4) Highest number Previously paid for	(5) No. of Extra claims present	(6) Rate	(7) Additional Fee
Total Claims	*7	Minus	**12 =	0	x \$18	= \$ 0.00
Indep. Claims	*2	Minus	***4 =	0	x \$84	= 0.00
<input type="checkbox"/> First Appearance of a multiple dependent claim					+ \$280	= 0.00
Total Additional Fee for this Amendment						\$0.00

* If the entry in column 2 is less than the entry in column 4, write "0" in column 5.

** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 20, write "20" in this space.

*** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 3, write "3" in this space.

The "Highest No. Previously Paid For" (Total or Indep.) is the highest number found in the appropriate box in Col 1. of a prior amendment or the number of claims originally filed.

☐ The following other fees are incurred by the accompanying papers.

☐ Other: _____

Please charge Deposit Account No. 01-0519 in the name of Amgen Inc. in the amount of \$ 0.00. A duplicate copy of this petition is attached.

☒ If an additional extension of time is required, please consider this a request therefore.

☒ The Commissioner is hereby authorized to charge any additional fees which may be required by the accompanying papers, or credit any overpayment to Deposit Account No. 01-0519.

Please Send Future Correspondence To:

US Patent Operations/ CAC
Dept. 4300, M/S 27-4-A
AMGEN INC.
One Amgen Center Drive
Thousand Oaks, California 91320-1799

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Craig A. Crandall
Attorney/Agent for Applicant(s)
Registration No.: 38,416
Phone: (805) 447-3011
Date: December 23, 2002

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EXPRESS MAIL CERTIFICATE

Express Mail mail labeling number: EL360687491US

Date of Deposit: December 23, 2002

I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. 1.10 on the date indicated above and is addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.

SL. ST. ANDREW
Printed Name

SL. ST. ANDREW
Signature



A-576C

#8/a
Dmt
1-28-03IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Goldenberg et al.

Serial No.: 09/728,534

Group Art Unit No.: 1646

Filed: November 28, 2000

Examiner: Chernyshev, Olga

For: Polyol/Oil Suspensions For The
Sustained Release of Proteins

Docket No.: A-576C

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AMENDMENT UNDER 37 C.F.R. 1.115Asst. Commissioner of Patents and Trademarks
Washington, D.C. 20231

Sir:

The following is Applicants' response to the Office Action dated September 27, 2002. In the Office Action, the Oath/Declaration is deemed defective; the specification is objected to as relates to the use of trademarks; Claims 1-12 are rejected under 35 U.S.C. §112, second paragraph, and under the judicially created doctrine of double patenting; Claims 1-3 and 8-12 have been rejected under 35 U.S.C. §102(e); Claims 4-7 are rejected under 35 U.S.C. §103(a).

In this response, all objections to the specification and rejections of the claims advanced in the Office Action have been addressed. Applicants submit that each of the objections and rejections have been overcome by the amendments and arguments presented below.

EXPRESS MAIL CERTIFICATE"Express Mail" mail labeling number: EL360687491USDate of Deposit: December 23, 2002

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SL ST. ANDREW
Printed NameSL St. Andrew
Signature